

105TH CONGRESS
2D SESSION

H. R. 3221

To amend chapter 89 of title 5, United States Code, concerning the Federal Employees Health Benefits (FEHB) Program, to enable the Federal Government to enroll an employee and his or her family in the FEHB Program when a State court orders the employee to provide health insurance coverage for a child of the employee but the employee fails to provide the coverage.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 12, 1998

Mr. CUMMINGS introduced the following bill; which was referred to the Committee on Government Reform and Oversight

A BILL

To amend chapter 89 of title 5, United States Code, concerning the Federal Employees Health Benefits (FEHB) Program, to enable the Federal Government to enroll an employee and his or her family in the FEHB Program when a State court orders the employee to provide health insurance coverage for a child of the employee but the employee fails to provide the coverage.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 SHORT TITLE

2 SECTION 1. This Act may be cited as the “Federal
3 Employees Health Benefits Children’s Equity Act of
4 1997”.

5 SEC. 2. Section 8905 of title 5, United States Code,
6 is amended—

7 (1) by redesignating subsection (f) as sub-
8 section (g);

9 (2) by inserting before subsection (g), as so re-
10 designated, the following new subsection:

11 “(f)(1) An unenrolled employee who is required by
12 a court or administrative order to provide health insurance
13 coverage for a child who meets the requirements of section
14 8901(5) may enroll for self and family coverage in a health
15 benefits plan under this chapter. If such employee fails
16 to enroll for self and family coverage in a health benefits
17 plan that provides full benefits and services in the location
18 in which the child resides, and the employee does not pro-
19 vide documentation showing that such coverage has been
20 provided through other health insurance, the employing
21 agency shall enroll the employee in a self and family en-
22 rollment in the option which provides the lower level of
23 coverage under the Service Benefit Plan.

24 “(2) An employee who is enrolled as an individual in
25 a health benefits plan under this chapter and who is re-

1 quired by a court or administrative order to provide health
2 insurance coverage for a child who meets the requirements
3 of section 8901(5) may change to a self and family enroll-
4 ment in the same or another health benefits plan under
5 this chapter. If such employee fails to change to a self
6 and family enrollment and the employee does not provide
7 documentation showing that such coverage has been pro-
8 vided through other health insurance, the employing agen-
9 cy shall change the enrollment of the employee to a self
10 and family enrollment in the plan in which the employee
11 is enrolled if that plan provides full benefits and services
12 in the location where the child resides. If the plan in which
13 the employee is enrolled does not provide full benefits and
14 services in the location in which the child resides, or, if
15 the employee fails to change to a self and family enroll-
16 ment in a plan that provides full benefits and services in
17 the location where the child resides, the employing agency
18 shall change the coverage of the employee to a self and
19 family enrollment in the option which provides the lower
20 level of coverage under the Service Benefit Plan.

21 “(3) The employee may not discontinue the self and
22 family enrollment in a plan that provides full benefits and
23 services in the location in which the child resides for so
24 long as the court or administrative order remains in effect
25 and the child continues to meet the requirements of sec-

tion 8901(5), unless the employee provides documentation
showing that such coverage has been provided through
other health insurance.”.

